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UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

JOSE MORENO as CHAIRMAN and LARRY TOTTEN as CO-CHAIRMAN of the BOARD OF TRUSTEES FOR THE LABORERS HEALTH AND WELFARE TRUST FUND FOR NORTHERN CALIFORNIA; LABORERS VACATION-HOLIDAY TRUST FUND FOR NORTHERN CALIFORNIA; LABORERS PENSION TRUST FUND FOR NORTHERN CALIFORNIA; and LABORERS TRAINING AND RETRAINING TRUST FUND FOR NORTHERN CALIFORNIA,

CASE NO. C-04-4699 SI
Assigned to Hon. Susan Illston for all purposes.

JOINT STIPULATION FOR DISMISSAL OF ENTIRE ACTION WITH PREJUDICE; [PROPOSED] ORDER THEREON

Plaintiffs,

vs.

S.J. WEAVER CONTRACTING, INC., a California corporation; and STEVEN J. WEAVER, an Individual,

Defendants.

1 IT IS HEREBY STIPULATED by and between the parties to this action through their
2 designated counsel that the above-captioned action, entitled JOSE MORENO, etc., et al. v. S.J.
3 WEAVER CONTRACTING, INC., et al., USDC N.D. Cal. Case Number C-04-4699 SI, be and
4 hereby is dismissed in its entirety with prejudice pursuant to Federal Rules of Civil Procedure,
5 Rule 41(a)(2).

6 DATED: October 31, 2006

7 STANTON, KAY & WATSON, LLP

8
9 By: /s/
10 James P. Watson
11 Attorneys for Plaintiffs

12 DATED: November 13, 2006

13 ATKINSON, ANDELSON, LOYA, RUUD & ROMO

14 By: /s/
15 Thomas W. Kovacich
16 Attorneys for Defendants

[PROPOSED] ORDER

17 IT IS SO ORDERED that the action entitled JOSE MORENO, etc., et al. v. S.J.
18 WEAVER CONTRACTING, INC., et al., USDC N.D. Cal. Case Number C-04-4699 SI is
19 dismissed with prejudice pursuant to Federal Rules of Civil Procedure, Rule 41(a)(2).

20 **IT IS SO ORDERED.**

21 DATED: _____

22 
23 HON. SUSAN ILSTON
24 UNITED STATES DISTRICT JUDGE